

AMENDED

ASSIGNED

Nº 39604

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

NOV 13 1979

Date of filing in State Engineer's Office.....

Returned to applicant for correction.....

Corrected application filed..... DEC 4 1979

Map filed..... DEC 4 1979 under 28857 (PBU)

The applicant..... Robert L. Gardner

....., of Lund, City or Town

..... Nevada 89317, hereby make..... application for permission to appropriate the public
State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.).....

1. The source of the proposed appropriation is..... Underground Sources
Name of stream, lake or other source.

2. The amount of water applied for is..... 1.0 cfs second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet..... acre-feet

3. The water to be used for..... Irrigation & Domestic
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated)..... 40 acres

(b) Stockwater (state number and kinds of animals to be watered).....

(c) Other use (describe fully under "No. 12. Remarks").....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point: in the NW¼NE¼ of Section 30,

T.12N., R.62E., M.D.B.&M., whence the North ¼ Corner of said

Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,
Section 30 bears N. 07° 35' 41" W., 76.66 feet distant.
it should be stated.

6. Place of use..... NE¼NE¼ of Section 30, T.12N., R.62E., M.D.B.&M.
Describe by legal subdivision, if on unsurveyed land it should be so stated.

7. Use will begin about 1st of January and end about 31st of December, of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) The water will be pumped into "V" ditches and then flood irrigated.
State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works.....\$15,000.00
10. Estimated time required to construct works.....3 years
11. Estimated time required to complete the application to beneficial use.....5 years
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

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Applicant.....Robert L. Gardner

By.....s/ Richard W. Forman, Agent

.....P.O. Box 150

.....Ely, Nevada 89301

Compared.....lp/jk.....ja/bt

.....APPROVAL.....OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to other ground water development in the area. A substantial weir or other type of measuring device must be installed and measurements of water use kept. The well shall be equipped with a 2-inch opening for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times.

No perforations shall be put in the production casing from ground level to 100 feet.

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The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed.....1.0.....cubic feet per second, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before.....N/A

Proof of commencement of work shall be filed before.....N/A

Work must be prosecuted with reasonable diligence and be completed on or before.....September 16, 1983

Proof of completion of work shall be filed before.....October 16, 1983

Application of water to beneficial use shall be made on or before.....September 16, 1985

Proof of the application of water to beneficial use shall be filed on or before.....October 16, 1985

Map in support of proof of beneficial use shall be filed on or before.....October 16, 1985

Commencement of work filed.....NOV 15 1983

Completion of work filed.....NOV 16, 1989

Proof of beneficial use filed.....NOV 16, 1989

Cultural map filed.....NOV 16, 1989

Certificate No.....13019.....Issued.....SEP 19 1991

IN TESTIMONY WHEREOF, I, PETER G. MORROS, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 16th day of SEPTEMBER, 1982.



State Engineer